

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF PENNSYLVANIA**

DENNIS THIERET, RONALD L.  
BUCKNER, DAVID S. BENGEL, DAVID D.  
McDONALD, MICHAEL CALLAHAN,  
MICHAEL D. DRAZICH, JOHN FARR,  
CHARLES LEGEZA, RONALD PERRIS,  
ERIC DeFAZIO, JOHN BRADFORD,  
RONALD LAWRENCE, DAVID M.  
NELSON, DAVE SIMPSON, FRANK  
CINICOLA, SCOTT URQUAHANT, DAVID  
CORNELIUS, DALTON MINERD,  
JEFFREY B. WHITFORD, MARK A.  
SUTHERIN, JR., RANDY DEVER, ROBERT  
THOMAS, MATTHEW RALSTON, PAT  
GOLDEN, DAVID H. HANEY, ERIC L.  
GROH, DAVID M. STITT, ROBERT  
SMITH, BRIAN GEISER, MICHAEL  
SCHUBERT, KEVIN E. SWEENEY,  
CHRISTIAN MARINI, THOMAS L.  
HANDERHAN, MICHAEL HARTLE and  
ARTHUR GOLDBERG,

Plaintiffs,

v.

BOTTLING GROUP, LLC,

Defendant.

Case No. 2:11-cv-00644-GLL

Assigned to: Hon. Gary L. Lancaster

Complaint Filed: May 13, 2011

**STIPULATION TO EXTEND TIME TO FILE  
AMENDED PLEADINGS AND/OR TO JOIN PARTIES**

Plaintiffs and Defendant Bottling Group, LLC, collectively the "Parties," hereby stipulate and agree as follows:

WHEREAS, on November 18, 2011, the Court issued an Initial Scheduling Order setting the deadline for filing amended pleadings and/or to join parties as December 14, 2011 (Doc. 31);

WHEREAS, the Parties are scheduled to attend mediation in this matter on January 4, 2012 with Louis B. Kushner (Doc. 28);

WHEREAS, if the matter does not settle at mediation, Defendant may need to join in this action the union representing the Plaintiffs – the General Teamsters, Chauffeurs, and Helpers Local 249;

WHEREAS, the Parties request that the deadline for filing amended pleadings and/or to join parties be extended to a time after the January 4, 2012 mediation;

WHEREAS, the Parties request that the deadline for filing amended pleadings and/or to join parties be extended 30 days, or until January 13, 2012, in order to provide the Parties sufficient time to add parties and/or amend pleadings should the settlement process break down after the January 4, 2012 mediation;

WHEREAS, the Parties believe no other deadlines in the Court's November 18, 2011 Scheduling Order will be impacted by the requested 30 day extension;

NOW THEREFORE, the Parties agree and stipulate that the deadline for filing amended pleadings and/or to join parties should be extended 30 days, or until January 13, 2012.

**IT IS SO STIPULATED.**

Dated: December 13, 2011

Respectfully submitted,

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By /s/ Samantha D. Hardy  
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Attorneys for Defendant BOTTLING GROUP, LLC  
dba PBC.


Dated: December 13, 2011

JUBELIRER, PASS & INTRIERI, P.C.

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Attorneys for Plaintiffs.

SO ORDERED, this 13<sup>th</sup> day of DECEMBER, 2011.

  
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Hon. Gary L. Lancaster  
Chief United States District Judge